

**National Organic Standards Board
National Organic Standards Board (NOSB)
Crops Committee Recommendation**

**Sunset Review of Materials on § 205.601
April 3, 2008**

I. List:

§205.601 Synthetic substances allowed for use in organic crop production

§205.602 Nonsynthetic substances prohibited for use in organic crop production

II. Committee Summary:

Public notice of the sunset of the materials calcium chloride, copper sulfate, ozone, peracetic acid, and List 3 inerts used in passive pheromone dispensers was embedded in the Federal Register Notice of the November 2007 NOSB meeting. An additional ANPR for these materials due to Sunset in the Fall of 2008, was published on December 28, 2007.

Review of the original TAP's did not reveal unacceptable risks to the environment, human or animal health as a result of the use or manufacture of these materials. There is no new information contradicting the original TAP reviews which were the basis for the previous NOSB decisions to list these substances.

The sunset process also requires public comment to support the continued listing of these materials in §205.601 or §205.602. In the eight weeks prior to the Board meeting, several comments were received requesting that these materials be re-listed and there had been no comments received opposing their continued use in organic crop production. At the November 2007 NOSB meeting, the full Board voted to recommend these materials for re-listing.

The ANPR in December closed January 28, 2008 and elicited additional comments in favor of and none opposing the re-listing each of these materials.

III. Committee Recommendation(s):

In response to the additional comments received after the November 2007 NOSB meeting and vote, the Committee re-affirms it's recommendation of November 2007 for the re-listing of the following substances in these use categories as published in the final rule:

§205.601(a)(3) Copper sulfate

§205.601(a)(5) Ozone gas

§205.601(a)(6) Peracetic acid

§205.601(m)(2) EPA List 3 inerts- for use in passive pheromone dispensers

§205.602(c) Calcium chloride

Motion: GD Second: JM Yes: 5 No: 0 absent: 0 abstain: 1